

1 LAUREEN P. FRISTER, ESQ.
Nevada Bar No. 13217
2 E-Mail: Laureen.Frister@lewisbrisbois.com
LEWIS BRISBOIS BISGAARD & SMITH LLP
3 6385 S. Rainbow Boulevard, Suite 600
Las Vegas, Nevada 89118
4 TEL: 702.893.3383
FAX: 702.893.3789
5 *Attorney for Defendant Victor M. Cepeda
Gonzalez*

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

10 ROLANDO GUTIERREZ ARMENDARIZ,
an individual; ANA DANIELA AMEZQUITA
11 AVILES, an individual; RICARDO
GUTIERREZ ARMENDARIZ, an
12 individual.

13 | Plaintiffs,

14

vs.

15 VICTOR M. CEPEDA GONZALEZ, an
16 individual; J. ROMERO MIRABAL, an
individual, DOES I through X; and ROE
ENTITIES I through X.

Defendants.

CASE NO. 2:25-cv-00118-GMN-EJY

STIPULATED DISCOVERY PLAN AND SCHEDULING ORDER

19 Plaintiff ROLANDO GUTIERREZ ARMENDARIZ, Plaintiff ANA DANIELA
20 AMEZQUITA AVILES, and Plaintiff RICARDO GUTIERREZ ARMENDARIZ (collectively
21 “Plaintiffs”) and Defendant VICTOR M. CEPEDA GONZALEZ (“Defendant”), by and
22 through their counsel of record, hereby submit this Discovery Plan and Scheduling Order:

On December 5, 2024, Cepeda filed his Answer to Plaintiff's Complaint.

24 1. Meeting. On March 12, 2025, the undersigned counsel conducted a meeting
25 pursuant to F.R.C.P. 26(f) and L.R. 26-1(a). Defendant J. ROMERO MIRABAL has not
26 appeared in this matter.

27 2. Pre-Discovery Disclosures. Plaintiffs submitted their F.R.C.P. 26(a)(1)
28 Disclosure on March 13, 2025. Defendant submitted his F.R.C.P. 26(a)(1) Disclosure on

1 April 9, 2025.

2 3. Discovery Plan. The parties jointly propose to the Court the following
 3 discovery plan:

- 4 (a) Subject of Discovery. Discovery will be needed on the following
 5 subjects: discovery will be needed on all of the claims and defenses
 6 in this matter and all matters within the scope of F.R.C.P. 26.
- 7 (b) Discovery Cut-Off Date(s). The first answering defendant, Defendant
 8 VICTOR M. CEPEDA GONZALEZ, filed its Answer to Plaintiffs'
 9 Complaint on December 5, 2024, in the State Court action, Case No.
 10 A-24-903950-C5, before removal of this action. Accordingly,
 11 discovery should take 180 days, measured from December 5, 2024.
 12 However, due to communications issues with clients and delays
 13 caused by service of Defendant J. ROMERO MIRABAL, the parties
 14 stipulate that discovery shall be measured from the date Defendant J.
 15 ROMERO MIRABAL's answer was due, May 12, 2025. Therefore, all
 16 discovery must be commenced in time to be completed by *Monday,*
 17 *November 10, 2025*.
- 18 (c) FRCP 26(a)(2) Disclosures (Experts). Disclosure of experts shall
 19 proceed as follows: Plaintiffs and Defendants shall disclose their
 20 experts to each other at least sixty (60) days before the discovery cut-
 21 off date, by *Thursday, September 11, 2025*, which is 60 days before
 22 discovery cut-off. Plaintiffs and Defendants shall disclose their
 23 rebuttal experts at least thirty (30) days after the initial date for
 24 disclosure of experts by *Tuesday, October 14, 2025*, which is thirty-
 25 one (31) days after the initial expert disclosure. Further each party
 26 agrees to make their experts available for deposition, and facilitate
 27 same, prior to discovery cut-off.

28 ...

- (d) Alternative Dispute Resolution and Case Disposition. Pursuant to LR 26-1(b)(8) and FRCP 73, the parties discussed trial by a magistrate judge and the possibility of alternative dispute resolutions and the Short Trial Program; the Plaintiff and the Defendant do not agree that any of the foregoing are appropriate for this case.
 - (e) FRCP 26-1(b)(9) - Electronic Evidence. The parties certify that they have discussed whether they intend to present evidence in electronic format to jurors for the purposes of jury deliberation. Although not known at this time which exhibits will be electronically presented, the parties stipulate that they will provide discovery in an electronic format compatible with the Court's electronic jury evidence display system. The parties stipulate that they will contact the courtroom administrator for instructions about how to prepare evidence in an electronic format and other requirements for the Court's electronic jury evidence system.

4. Other Items.

- (a) Interrogatories and depositions. The parties agree to the customary total number of interrogatories of 25 per party; the parties may agree to more interrogatories by mutual agreement or application to the Court. The parties also agree to no more than ten (10) depositions by Plaintiffs and no more than ten (10) depositions by Defendants as provided in Rule 30(a)(2)(A)(i). However, the parties may agree to more depositions by mutual agreement or application to Court.
 - (b) Amending the Pleadings and Adding Parties. The parties have until *Tuesday, August 12, 2025*, to file any motions to amend the pleadings or to add parties. This is ninety (90) days prior to the discovery cut-off date.
 - (c) Settlement. The parties agree to confer prior to expert depositions to

1 discuss settlement options regarding any and all parties, including any
 2 new parties.

3 (d) Court Conference. The parties do not request a conference with the
 4 Court before entry of the Scheduling Order.

5 (e) Later Appearing Parties. A copy of this discovery plan and scheduling
 6 order shall be served on any person served after it is entered, or, if
 7 additional defendants should appear, within five (5) days of their first
 8 appearance. This discovery plan and scheduling order shall apply to
 9 such later-appearing parties, unless the Court, on motion and for good
 10 cause shown, orders otherwise.

11 (f) Dispositive Motions. The parties shall have until *Wednesday,*
 12 *December 10, 2025*, to file dispositive motions. This does not exceed
 13 the outside limit of thirty (30) days following the discovery cut-off date
 14 that LR 26-1(e)(4) presumptively sets for filing dispositive motions.

15 (g) Pretrial Order. The pretrial order shall be filed by *Friday, January 9,*
 16 *2026*, which is not more than thirty (30) days after the date set for filing
 17 dispositive motions in the case. This date is suspended if the
 18 dispositive motions are timely filed. In such a case, the pretrial order
 19 shall be filed thirty (30) days after the Court files an Order on any
 20 dispositive motions. The disclosures required by FRCP 26(a)(3) shall
 21 be made in the joint pretrial order.

22 (h) Extension or Modification of the Discovery Plan and Scheduling
 23 Order. LR 26-4 governs modifications or extension of this discovery
 24 plan and scheduling order. Any stipulation or motion must be made
 25 not later than twenty-one (21) days before the subject deadline and
 26 comply fully with LR 26-4

27 ...

28 ...

Activity	Date
Amend Pleadings	Tuesday, August 12, 2025
Expert Disclosures	Thursday, September 11, 2025
Rebuttal Expert Disclosures	Tuesday, October 14, 2025
Discovery Cut-Off Date	Monday, November 10, 2025
Dispositive Motions	Wednesday, December 10, 2025
Pretrial Order	Friday, January 9, 2026

APPROVED AS TO FORM AND CONTENT.

DATED this 19th day of May, 2025.

TANNER LAW FIRM

/s/ David A. Tanner
DAVID A. TANNER, ESQ.
Nevada Bar No. 8282
JEFFREY C. GUNN, ESQ.
Nevada Bar No. 15925
Attorneys for Plaintiffs

DATED this 19th day of May, 2025.

LEWIS BRISBOIS BISGAARD & SMITH LLP

/s/ Laureen P. Frister
LAUREEN P. FRISTER, ESQ.
Nevada Bar No. 13217
Attorney for Defendant Victor M. Cepeda Gonzalez

ORDER

IT IS SO ORDERED

DATED this 20th day of May, 2025.


UNITED STATES MAGISTRATE JUDGE